

**SUPREME COURT MINUTES
THURSDAY, JULY 29, 2010
SAN FRANCISCO, CALIFORNIA**

S015384

**PEOPLE v. LETNER
(RICHARD LACY) & TOBIN
(CHRISTOPHER ALLAN)**

Opinion filed: Judgment affirmed in full

Majority Opinion by George, C. J.

-- joined by Baxter, Chin, and Corrigan, JJ.

Concurring and Dissenting Opinion by Werdegarr, J.

-- joined by Moreno, J.

Dissenting Opinion by Kennard, J.

S167051

B198165 Second Appellate District, Div. 1

**PEOPLE v. PEREZ
(RODRIGO)**

Opinion filed: Affirmed in part, reversed in part

The judgment of the Court of Appeal is reversed for the purpose of remanding to that court with directions to conform the judgment to reflect defendant's conviction of a single count of premeditated attempted murder of a peace officer, and for further proceedings consistent with the views expressed herein. In all other respects the judgment is affirmed.

Majority Opinion by Baxter, J.

-- joined by George, C. J., Kennard, Chin, Moreno, & Corrigan, JJ.

Concurring Opinion by Werdegarr, J.

-- joined by Moreno, J.

S172903

B211805 Second Appellate District, Div. 5

**PRATHER (MICHAEL B.) ON
H.C.**

S173260

B208705 Second Appellate District, Div. 6

MOLINA (MIGUEL) ON H.C.

Opinion filed: Judgment reversed and remanded

The judgment rendered by the Court of Appeal are reversed, and these matters are remanded to the respective divisions of that court with directions, in turn, to order the Board of Parole Hearings to conduct new parole-suitability hearings for Prather and Molina consistent with this opinion.

Majority Opinion by George, C. J.

-- joined by Kennard, Baxter, Werdegarr, Chin, Moreno, & Corrigan, JJ.

Concurring Opinion by Moreno, J.

S175242 C059321 Third Appellate District**JENKINS (HARVEY ZANE)
ON H.C.**

Order filed

The parties are requested to brief the question of whether petitioner, who is sentenced to an indeterminate term, is entitled to, and can benefit from, “S” time. (See *In re Dayan* (1991) 231 Cal.App.3d 184; *In re Monigold* (1988) 205 Cal.App.3d 1224, 1227; CT 62.) The parties may also brief the significance of the answer to this question, if any, on the correctness of the Court of Appeal’s disposition of the case. Both parties are directed to serve and file simultaneous supplemental letter briefs limited to these questions on or before August 18, 2010. The parties may serve and file simultaneous letter reply briefs within 10 days after the filing of the supplemental letter briefs.

